



JTH

S/N 10/743,507

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert J. Sweeney et al. Examiner: Matthew F. DeSanto
Serial No.: 10/743,507 Group Art Unit: 3763
Filed: December 22, 2003 Docket: 279.238US2
Title: DRUG DELIVERY SYSTEM FOR IMPLANTABLE MEDICAL DEVICE

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In compliance with the duty imposed by 37 C.F.R. § 1.56, and in accordance with 37 C.F.R. §§ 1.97 *et. seq.*, the enclosed materials are brought to the attention of the Examiner for consideration in connection with the above-identified patent application. Applicant respectfully requests that this Supplemental Information Disclosure Statement be entered and the documents listed on the attached Form 1449 be considered by the Examiner and made of record. Pursuant to the provisions of MPEP 609, Applicant requests that a copy of the 1449 form, initialed as being considered by the Examiner, be returned to the Applicant with the next official communication.

Pursuant to 37 C.F.R. § 1.97(b), it is believed that no fee or statement is required with the Supplemental Information Disclosure Statement. However, if an Office Action on the merits has been mailed, the Commissioner is hereby authorized to charge the required fees to Deposit Account No. 19-0743 in order to have this Supplemental Information Disclosure Statement considered.

Pursuant to 37 C.F.R. 1.98(a)(2), Applicant believes that copies of cited U.S. Patents and Published Applications are no longer required to be provided to the Office. Notification of this change was provided in the United States Patent and Trademark Office OG Notices dated October 12, 2004. Thus, Applicant has not included copies of any US Patents or Published Applications cited with this submission. Should the Office require copies to be provided, Applicant respectfully requests that notice of such requirement be directed to Applicant's below-signed representative. Applicant acknowledges the requirement to submit copies of foreign patent documents and non-patent literature in accordance with 37 C.F.R. 1.98(a)(2).

The Examiner is invited to contact the Applicant's Representative at the below-listed telephone number if there are any questions regarding this communication.

Respectfully submitted,

ROBERT J. SWEENEY ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
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Date 8-10-05

By J. Kevin Parker
J. Kevin Parker
Reg. No. 33,024

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 10th day of August, 2005.

JAMES KANYSIK
Name

James Kanysik
Signature



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert J. Sweeney et al.
Title: DRUG DELIVERY SYSTEM FOR IMPLANTABLE MEDICAL DEVICE
Docket No.: 279.238US2 Serial No.: 10/743,507
Filed: December 22, 2003 Due Date: N/A
Examiner: Matthew F. DeSanto Group Art Unit: 3763

MS Amendment

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

We are transmitting herewith the following attached items (as indicated with an "X"):

Return postcard.
 Communication Concerning Related Applications (2 pgs.).
 Information Disclosure Statement (2 pgs.), Form 1449 (6 pgs.), and copies of 16 cited documents.

If not provided for in a separate paper filed herewith, Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
Customer Number 21186

By: J. Kevin Parker
Atty: J. Kevin Parker
Reg. No. 33,024

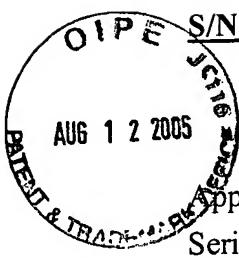
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Name _____

~~Signature~~

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

(GENERAL)



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Applicant: Robert J. Sweeney et al. Examiner: Matthew F. DeSanto
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Title: DRUG DELIVERY SYSTEM FOR IMPLANTABLE MEDICAL DEVICE

COMMUNICATION CONCERNING RELATED APPLICATIONS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicants would like to bring to the Examiner's attention the following related applications in the above-identified patent application:

<u>Serial/Patent No.</u>	<u>Filing Date/Issue Date</u>	<u>Attorney Docket</u>	<u>Title</u>
09/740129 6,689,117	December 18, 2000	279.238US1	DRUG DELIVERY SYSTEM FOR IMPLANTABLE MEDICAL DEVICE
10/645,823 2005/0043675A1	August 21, 2003	279.606US1	METHOD AND APPARATUS FOR MODULATING CELLULAR METABOLISM DURING POST- ISCHEMIA OR HEART FAILURE

10/742,574
2005/0137626A1

December 19, 2003

279.626US1

DRUG DELIVERY SYSTEM AND
METHOD EMPLOYING EXTERNAL
DRUG DELIVERY DEVICE IN
CONJUNCTION WITH COMPUTER
NETWORK

Continuations and divisionals may be later filed on the cases listed above, or cited to the Examiner in any previous Communication Concerning Related Applications. Applicants request that the Examiner review all continuations and divisionals of the above-listed or previously-cited patent applications before allowing the claims of the present patent application.

Respectfully submitted,

ROBERT J. SWEENEY ET AL.

By Applicants' Representatives,

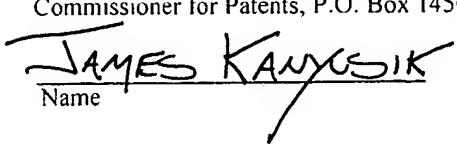
SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938
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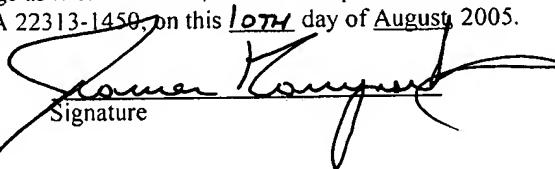
Date 8-10-05

By


J. Kevin Parker
Reg. No. 33,024

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Approved for use through 10/31/2002. OMB 851-0031
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US Patent & Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449A/PTO
**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**
(use as many sheets as necessary)

<i>Complete if Known</i>	
Application Number	10/743,507
Filing Date	December 22, 2003
First Named Inventor	Sweeney, Robert
Group Art Unit	3763
Examiner Name	DeSanto, Matthew
Sheet 1 of 6	
Attorney Docket No: 279.238US2	

US PATENT DOCUMENTS

Examiner Initial *	USP Document Number	Publication Date	Name of Patentee or Applicant of cited Document	Filing Date If Appropriate
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EXAMINER

DATE CONSIDERED

Substitute Disclosure Statement Form (PTO-1449)

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional) 2 Applicant is to place a check mark here if English language Translation is attached

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)		<i>Complete if Known</i>	
		Application Number	10/743,507
		Filing Date	December 22, 2003
		First Named Inventor	Sweeney, Robert
		Group Art Unit	3763
		Examiner Name	DeSanto, Matthew
Sheet 2 of 6		Attorney Docket No: 279.238US2	

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EXAMINER

DATE CONSIDERED

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		<i>Complete if Known</i>	
		Application Number	10/743,507
		Filing Date	December 22, 2003
		First Named Inventor	Sweeney, Robert
		Group Art Unit	3763
		Examiner Name	DeSanto, Matthew
Sheet 3 of 6		Attorney Docket No: 279.238US2	

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EXAMINER

DATE CONSIDERED

INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		<i>Complete if Known</i>	
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		Filing Date	December 22, 2003
		First Named Inventor	Sweeney, Robert
		Group Art Unit	3763
		Examiner Name	DeSanto, Matthew
Sheet 4 of 6		Attorney Docket No: 279.238US2	

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EXAMINER

DATE CONSIDERED

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		Application Number	10/743,507
		Filing Date	December 22, 2003
		First Named Inventor	Sweeney, Robert
		Group Art Unit	3763
		Examiner Name	DeSanto, Matthew
Sheet 5 of 6		Attorney Docket No: 279.238US2	

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